Docket No.: 42P16079

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:	)	Date: **January 10, 2005**
	)	
Gregory A. Peek	)	
	)	
Serial No.: **10/607,724**	)	Art Unit: **2821**
	)	
Filed: **6/27/2003**	)	Examiner: **A. Minh D.**

For: APPARATUS AND METHOD TO PROVIDE ANTENNA DIVERSITY

PETITION FOR EXTENSION OF TIME PURSUANT TO 37 CFR § 1.136(a)
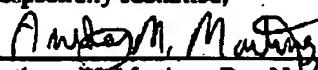
FEE ONLY

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

    In accordance with 37 C.F.R. § 1.136(a), Applicants for the above-identified application respectfully Petition the Commissioner for a one (1) month extension of time, extending the period for response to January 9, 2005, from the Office Action dated September 9, 2004. The petition filing fee of $120.00 and a Response to Office Action are attached.

    If it should be determined that a longer extension of time is required to prevent this application from being abandoned, please change any additional fees to Deposit Account No. 50-0221. A copy of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

Date: January 10, 2005

Anthony M. Martinez, Reg No. 44,223

c/o Blakely, Sokoloff, Taylor & Zafman, LLP
12400 Wilshire Blvd., Seventh Floor
Los Angeles, CA 90025-1026
(503) 264-0967

01/26/2005 LSPRUELL 00000003 500221 10607724
01:FC 1251   120.00 DA

PATENT APPLICATION FEE DETERMINATION RECORD
Effective January 1, 2003

Application or Docket Number: 10/607724

42P16079

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS	25	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	25 minus 20=	* 5
INDEPENDENT CLAIMS	5 minus 3 =	* 2
MULTIPLE DEPENDENT CLAIM PRESENT		☐

* If the difference in column 1 is less than zero, enter "0" in column 2

SMALL ENTITY TYPE ☐ **OR** **OTHER THAN SMALL ENTITY**

RATE	FEE		RATE	FEE
BASIC FEE	375.00	OR	BASIC FEE	750.00
X$ 9=		OR	X$18=	90
X42=		OR	X84=	18
+140=		OR	+280=	0
TOTAL		OR	TOTAL	1008

CLAIMS AS AMENDED - PART II

(written in left margin, rotated: 01-10-05)

AMENDMENT A

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	* 24	Minus	** 25	= —
Independent	* 5	Minus	*** 5	= —
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

SMALL ENTITY OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT B

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	*	Minus	**	=
Independent	*	Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT C

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	*	Minus	**	=
Independent	*	Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is th highest number found in the appropriate box in column 1.